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Governor

**WISCONSIN DEPARTMENT OF
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**PRESS RELEASE
FOR IMMEDIATE RELEASE**

MADISON . . . The Department of Regulation and Licensing announced that the following disciplinary orders were issued in December 2005.

Ronald Beaton – Real Estate Broker, Madison. The Real Estate Board reprimanded Ronald Beaton and ordered him to complete a minimum of sixteen class hours of continuing education in the areas of real estate sales and ethics to be approved in advance by the Real Estate Board as well as pay the assessed costs in this matter. Mr. Beaton accepted a commission on a real estate transaction in which he was acting as a principal without timely written consent of the other party to the transaction.

Date: December 1, 2005. Section RL 24.05(4) Wis. Adm. Code.

Michael S. Bethia – Real Estate Salesperson, Oconomowoc. The Department of Regulation and Licensing granted Michael S. Bethia a limited Real Estate Salesperson License. The Department found that the facts and circumstances of Mr. Bethia's conviction record substantially related to the practice of a real estate salesperson.

Date: December 8, 2005. Section 452.14(3) Wis. Stat.

Byron Bishop and APA of Madison Inc. – Private Security Person and Private Detective Agency, Madison. The Department of Regulation and Licensing suspended the license of Byron E. Bishop and the private detective agency license of APA of Madison Inc. from January 3, 2006, through January 17, 2006 and limited both licenses from January 18, 2006, through January 17 2010. The Department of Regulation and Licensing also ordered Mr. Bishop and APA of Madison Inc. to pay costs of \$10,000.00. Mr. Bishop and APA of Madison Inc. employed individuals without permits as private security persons and issued checks to the Department of Regulation and Licensing that were returned for insufficient funds.

Date: December 9, 2005. Section 440.26(1)(a) Wis. Stat. and sections RL 35.01(13) and (15) .

Karen A. Corcoran – Licensed Practical Nurse, Onalaska. The Board of Nursing revoked the right to renew the nursing license of Karen A. Corcoran and ordered her to pay the costs of the proceedings. A pre-employment drug test for Ms. Corcoran confirmed the presence of cocaine; she admitted using cocaine recreationally at that time.

Date: December 8, 2005. Sections RL 2.09, RL 2.14, and Nur 7.04(2) Wis. Adm. Code.

Anilkumar Doniparthi, M.D. – Physician, Pewaukee. The Medical Examining Board ordered Dr. Doniparthi to complete 20 hours of continuing education in the area of diagnosis and treatment of infectious skin conditions. The Board also ordered Dr. Doniparthi to pay costs of \$1,900.00. Dr. Doniparthi failed to properly evaluate a patient and failed to order intravenous antibiotics for treatment of the patient's cellulitis.

Date: December 14, 2005. Section 448.03(2) Wis. Stat. and section MED 10.02(2)(h) Wis. Adm. Code.

Maria T. Feser, Antonio Fred, and Teres Cupido Beauty Salon LLC – Barbering and Cosmetology Practitioner; Manager; and Establishment, Milwaukee. The Barbering and Cosmetology Examining Board reprimanded Maria T. Feser, Antonio Fred and Teres Cupido Beauty Salon LLC and ordered that they jointly pay costs of \$700.00 and a forfeiture of \$2,700.00. The Board also ordered Ms. Feser and Teres Cupido Beauty Salon LLC to pay a forfeiture of \$100.00. Maria T. Feser, Antonio Fred and Teres Cupido Beauty Salon LLC authorized two unlicensed employees to provide services to clients, failed to maintain the establishment and equipment in a clean, sanitary and safe condition, and failed to post costs of services. In addition, Ms. Feser and Teres Cupido Beauty Salon LLC also had a booth rental without a written lease agreement.

Date: December 5, 2005. Sections 454.04(1)(a) and 454.08(6) Wis. Stat. and sections BC 1.01(7), BC 2.04(1), BC 2.05(2), BC 2.06(1), BC 3.02(1), BC 3.02(2)(a), BC 4.01(1), BC 4.01(7), and BC 4.08(3) Wis. Adm. Code.

First Choice Realty LLC and Mary J. Hill – Real Estate Business Entity and Real Estate Broker, Tomah. The Real Estate Board reprimanded First Choice Realty and Mary J. Hill and ordered that they jointly pay a forfeiture of \$1,000.00. The Board also ordered Ms. Hill to successfully complete a business ethics class and a real estate contracts class.

Date: December 1, 2005. Sections 452.133(1)(a), 452.133(1)(b), and 452.14(3)(k) Wis. Stat. and sections RL 17.08(1), 17.08(2), and RL 24.03(2)(b) Wis. Adm. Code.

Follicle Hair Studio and Marco A. Carrasquillo – Barbering and Cosmetology Establishment and Barbering and Cosmetology Manager, Milwaukee. The Barbering and Cosmetology Examining Board reprimanded Follicle Hair Studio and Marco A. Carrasquillo and ordered them to jointly and severally pay costs in the amount of \$500.00. The Board also ordered Follicle Hair Studio and Mr. Carrasquillo to pay a forfeiture in the amount of \$1,300.00. Follicle Hair Studio and Mr. Carrasquillo authorized an unlicensed employee to provide services to clients, failed to maintain the establishment and equipment, tools and implements used by licensees in a clean, sanitary and safe condition, failed to change the disinfectant (Barbicide) daily, and failed to post costs of services.

Date: December 5, 2005. Section 454.04(1)(a) Wis. Stat. and BC 2.04(1), BC 2.05(2), BC 2.06(1), BC 3.01(4), BC 4.01(1), BC 4.01(7), and BC 4.02(5) Wis. Adm. Code.

Stacy L. Fox – Registered Nurse, Kenosha. The Board of Nursing revoked the license of Stacy L. Fox to practice as a registered Nurse. Ms. Fox was convicted of Theft-Movable Property. The Board found that she had obtained drugs other than in the course of legitimate practice, obtained something of value from a patient without the patient's consent, and violated laws substantially related to the practice of nursing.

Date: December 8, 2005. Sections RL 2.09, RL 2.14, N 7.04(1), N 7.04(2), and N 7.04(12) Wis. Adm. Code.

Agustin A. Garnica and La Tijera – Barbering and Cosmetology manager and Barbering and Cosmetology Establishment, Milwaukee. The Barbering and Cosmetology Examining Board ordered Agustin A. Garnica and La Tijera to cease and desist from letting any non-licensed person from providing barbering and cosmetology services until those persons obtain current barbering and cosmetology credentials. The Board also ordered that Mr. Garnica and La Tijera jointly pay a forfeiture of \$1,600.00 and costs of \$400.00. Mr. Garnica and La Tijera permitted Linda M. Ferreira to provide barbering and cosmetology services without a current credential, permitted Otilia Rodriguez to provide barbering and cosmetology services at La Tijera when she was indentured to a different establishment, and failed to keep La Tijera in a clean, sanitary, and safe condition.

Date: December 4, 2005. Sections 454.04(1) and 454.10(1) Wis. Stat. and sections BC 2.04(1), BC 2.06(4), BC 4.01(1) and BC 6.01(5) Wis. Adm. Code.

Holly R. Gerstl – Registered Nurse, Hales Corners. The Board of Nursing accepted the surrender of Holly R. Gerstl's license to practice as a registered nurse. Ms. Gerstl had obtained a drug as prohibited by law.

Date: December 8, 2005. Section 441.07(1)(d) Wis. Stat. sections N7.04(1) and (2) Wis. Adm. Code.

Golden Sands Respiratory Care Services Inc. – Pharmacy Manufacturer and Distributor, Wautoma. The Pharmacy Examining Board reprimanded Golden Sands Respiratory Care Center and further ordered it to pay a forfeiture of \$2,556.00 and costs of \$700.00. Golden Sands operated a distributor and manufacturing business without a valid license.

Date: December 7, 2005. Sections 450.07(1), 450.07(2), and 450.10 Wis. Stat. and sections Phar 5.01(3), Phar 10.03, Phar 10.03(19), Phar 12.03(2), and Phar 13.03 Wis. Adm. Code.

Gabriele Schue Hayes – Physical Therapist, Dousman. The Physical Therapists Affiliated Credentialing Board suspended the license of Gabriele Schue Hayes to practice

physical therapy for 1 year and further limited her license. Ms. Hayes engaged in sexual contact with Mr. A while he was her patient and failed to make adequate records of Mr. A's condition and treatment.

Date: December 8, 2005. Section 448.57(2)(f) Wis. Stat. and section PT 7.02(8) Wis. Adm. Code.

Andrew R. Hayhoe – Real Estate Salesperson, Chippewa Falls. The Department of Regulation and Licensing granted Andrew R. Hayhoe a limited license to practice as a Real Estate Salesperson. The Department found that Mr. Hayhoe's conviction record was substantially related to the practice of real estate sales.

Date: December 30, 2005. Section 452.14(3) Wis. Stat.

Kent W. Heger – Pharmacist, Gresham. The Pharmacy Examining Board accepted the surrender of the license of Kent. W. Heger to practice as a pharmacist. Mr. Heger Admitted to illegally taking hydrocodone from K-Mart pharmacy for his own personal use and pled no contest to one count of retail theft and one count of illegal possession of a controlled substance in connection with the theft.

Date: December 7, 2005. Section 450.10(1)(b)1 and 3 Wis. Stat. and section PHAR 10.03(1) Wis. Adm. Code.

Gloria M. Hogans – Licensed Practical Nurse, Milwaukee. The Board of Nursing reprimanded Gloria M. Hogans, limited her license, and ordered her to pay costs of \$200.00. Ms. Hogans spoke harshly to a patient and roughly administered the patient's eye drops.

Date: December 8, 2005. Section 441.07(1)(d) Wis. Stat. and section N 7.04(4) Wis. Adm. Code.

Janet Olu Ibitoye – Registered Nurse, Milwaukee. The Board of Nursing reprimanded Janet Olu Ibitoye and ordered her to complete 6 hours of continuing education, half in nursing ethics and the other half in documenting and charting. The Board further ordered Ms. Ibitoye to pay costs of \$1,347.34. Ms. Ibitoye failed to notify a patient's physician of the patient's refusal to take a regularly scheduled medication.

Date: December 8, 2005. Section 441.07(1) Wis. Stat. and N 7.03(1)(b) Wis. Adm. Code.

The Investigators, Meredith A. Kroening, and Josh W. Kroening – Private Detective Agency, Private Detective, and Private Detective, Wausau. The Department of Regulation and Licensing reprimanded The Investigators, Meredith A. Kroening, and Josh W. Kroening and ordered them to jointly pay costs of \$1,300.00. The Investigators, Meredith A. Kroening, and Josh W. Kroening failed to enter into a written contract with a client and failed to provide the client with an accurate written accounting of services.

Date: December 9, 2005. Section 440.26(6)(2) Wis. Stat. and sections RL 33.06(1), RL 35.01(9), RL 35.01(12m), and RL 35.01(14) Wis. Adm. Code.

Jean Marie Larscheidt – Registered Nurse, Milwaukee. The Board of Nursing suspended the license of Jean Marie Larscheidt for an indefinite period. Ms. Larscheidt reported for work when her breath alcohol was at least 0.163 percent by weight. Ms. Larscheidt subsequently relapsed and reported for work with the odor of an intoxicating beverage on her breath in April 2005.

Date: December 8, 2005. Sections N 7.03(2), N 7.04(1), (2), and (15) Wis. Adm. Code.

Daniel Lopez-Tan, M.D. – Physician, Pewaukee. The Medical Examining Board limited the license of Daniel Lopez-Tan to practice medicine and surgery and ordered him to complete 20 hours of continuing education in the area of the diagnosis and treatment of infectious skin conditions. The Board also ordered Dr. Lopez-Tan to pay costs of \$1,900.00. Dr. Lopez-Tan failed to properly evaluate a patient and failed to order oral antibiotics for treatment of the patient's cellulitis.

Date: December 14, 2005. Section 448.03(2) Wis. Stat. and section MED 10.02(2)(h) Wis. Adm. Code.

Connie S. Mumm – Real Estate Salesperson, Tomah. The Real Estate Board suspended the license of Connie S. Mumm to practice as a real estate salesperson for 60 days and ordered her to pay costs of \$1,300.00. The Board also ordered her to complete at least 4 hours of education on business ethics and at least 4 hours of education on real estate contracts. Mumm failed to provide brokerage services to all parties to a transaction honestly, fairly and in good faith, and failed to diligently exercise reasonable skill and care in providing brokerage services to all parties.

Date: December 1, 2005. Sections 452.133(1)(a), 452.133(1)(b), 452.14(3)(i) and 452.14(3)(k) Wis. Stat. and sections RL 16.06(8), RL 24.03(2)(b), and RL 24.08 Wis. Adm. Code.

Clarence D. Nguyen, Cindy Le Nguyen and Nails World – Manicurist, Manicurist and Manicuring Establishment, Sheboygan. The Barbering and Cosmetology Examining Board ordered Clarence D. Nguyen and Cindy Le Nguyen d/b/a Nails World to pay a forfeiture of \$3,100.00 and costs of \$400.00. An inspection of Nails World revealed containers of nail acrylic containing methyl methacrylate, used nail files stored in drawers with clean disposable files, no bandages or gloves at work stations, and poisonous substances stored in an unlocked cabinet. In addition, two unlicensed manicurist were providing manicuring services at the establishment.

Date: December 5, 2005. Sections 454.04(1)(d) and 454.15(2)(i) Wis. Stat. and sections BC 2.03(5), (9), BC 2.04(1), BC 2.08(1)(a), BC 3.01(1), BC 4.01(1), (3), BC 4.02(4), BC 4.05(2), and 4.10(4) Wis. Adm. Code.

John C. Oujiri, M.D. – Physician, Ashland. The Medical Examining Board reprimanded John C. Oujiri and ordered him to complete a 24 hour course entitled “Prescribing Controlled Drugs: Critical Issues and Pitfalls of Misprescribing” at the University of South Florida College of Medicine. The Board also ordered Dr. Oujiri to pay costs of \$1,800.00. The Board concluded Dr. Oujiri dispensed or prescribed controlled substances otherwise than in the course of legitimate professional practice.

Date: December 14, 2005. Section 448.02(3)(c) Wis. Stat. and section Med 10.02(2)(p) Wis. Adm. Code.

Regina M. Perez – Real Estate Salesperson, Milwaukee. The Department of Regulation and Licensing granted Regina M. Perez a limited Real Estate Salesperson’s License. The Department found that Ms. Perez’s conviction record was substantially related to the practice of real estate sales.

Date: December 30, 2005. Section 452.14(3) Wis. Stat.

Danyell D. Petty – Real Estate Salesperson, Racine. The Department of Regulation and Licensing granted Danyell D. Petty a limited Real Estate Salesperson license. The Department found that Petty’s conviction record was substantially related to the practice of real estate sales.

Date: December 1, 2005. Section 452.14(3) Wis. Stat.

Marge M. Seibel – Licensed Practical Nurse, Oshkosh. The Board of Nursing accepted the surrender of the license of Marge M. Seibel to practice as a nurse. Ms. Seibel obtained prescriptions for excessive amounts of narcotics by altering her own patient records.

Date: December 8, 2005. Section N 7.04(2) Wis. Adm. Code.

Toni L. Sheldon – Registered Nurse, Clinton. The Board of Nursing reprimanded Toni L. Sheldon and ordered that she participate in a drug monitoring program approved by the Department. The Board also ordered her to pay costs of \$750.00. Ms. Sheldon tested positive for the unprescribed controlled substances propoxyphene and tetrahydrocannabinol.

Date: December 8, 2005. Sections N 7.03(2), N7.04(1), (2), and (15). Wis. Adm. Code.

Jay Y. Shim, MD – Physician, Milwaukee. The Board ordered the Summary Suspension of Dr. Shim’s license to practice medicine and surgery. The Board found probable cause to believe that Dr. Shim is an immediate danger to patients and the public.

Derek M. Smith – Real Estate Salesperson, Milwaukee. The Department of Regulation and Licensing granted Derek M. Smith a limited license to practice as a Real

Estate Salesperson. The Department found that Mr. Smith's conviction record substantially related to the practice of real estate sales.

Date: December 16, 2005. Section 111.335(1)(c)(1) Wis. Stat.

Supercuts #9414 – Barbering and Cosmetology Establishment, Milwaukee. The Barbering and Cosmetology Examining Board ordered Supercuts #9414 to pay a forfeiture of \$600.00 and costs of \$250.00. Supercuts #9414 permitted a person to provide barbering and cosmetology services without first obtaining a barbering and cosmetology credential and failed to store a poisonous substance in a locked cabinet or closet.

Date: December 5, 2005. Section 454.04(1)(a) Wis. Stat. and Sections BC 2.04(1) and BC 3.01(6) Wis. Adm. Code.

Vlad I. Thomas – Massage Therapist, Whitewater. The Department of Regulation and Licensing suspended the license of Vlad I. Thomas to practice as a massage therapist for an indefinite period of time. The Department found that Mr. Thomas practiced in manner which departed from the standard of care ordinarily exercised by a massage therapist or body worker.

Date: December 9, 2005. Section 460.14(2)(g) Wis. Stat. and section RL 94.01(21) Wis. Adm. Code.

Gary G VandenHouten – Nursing Home Administrator, Beaver Dam. The Nursing Home Administrator Examining Board accepted the voluntary surrender of Gary G. VandenHouten's license to practice as a nursing home administrator. Mr. VandenHouten failed confirm the license status of an employee who worked as a registered nurse at Columbus Nursing and Rehabilitation Center from July 19, 2001 to December 20, 2001.

Date: December 8, 2005. Section 50.065(2)(b) Wis. Stat. and section NHA 5.02(1) Wis. Adm. Code.

John A. Vogelsang – Real Estate Salesperson, Wisconsin Dells. The Department of Regulation and Licensing granted John A. Vogelsang a limited license to practice as a Real Estate Salesperson. The Department found Mr. Vogelsang's conviction record substantially related to the practice of real estate sales.

Date: December 7, 2005. Section 452.14(3) Wis. Stat.

Kathleen R. Wall – Registered Nurse, Menominee. The Board of Nursing reprimanded Kathleen R. Wall and ordered her to pay costs of \$1,750.00. Ms. Wall was diagnosed with a medication overdose on two occasions.

Date: December 8, 2005. Sections N 7.03(2), N 7.04(1), (2), and (15) Wis. Adm. Code.